GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - B.C Welfare Department – Disciplinary proceedings against Sri P.Srinivasulu, the then HWO, D.N.T.Hostel, Devanakonda (V&M), Kurnool District (now Retired) - Conduct of Inquiry and Findings of the Inquiry Authority – Decision of Government - Imposing the penalty of "withholding of 5% pension for a period of (2) years" under Rule 9 of A.P Revised Pension Rules, 1980 – Orders - Issued.

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BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.Rt.No.298 **Dated:07-12-2023.**

Read the following:

1. From the Director General, ACB, A.P., Hyderabad, Rc.No.88/ DES-KUR/2008, dated:06.11.2009.
2. Govt.Memo No.5561/Vig cell.A1/2009-1, Dated:26.02.2010.
3. Charge Memo. Rc No.B/532/2008, Dated:30.04.2010 of the District Collector, Kurnool.
4. Procgs. Rc No.B/532/2008, Dated:30.04.2010 of the District Collector, Kurnool.
5. Lr.Rc.No.C/1594/2010, Dated:10.12.2013 of the RDO, Adoni.
6. Lr.Rc No.B/532/2008, Dated:19.07.2014 of the District Collector, Kurnool.
7. Lr Rc No.E/5006/2011, Dated:13.08.2014 of the Commissioner of BC Welfare, A.P., Hyderabad
8. Govt.Memo No.5561/Vig cell/D2/2009-12, Dated:05.12.2014.
9. Appeal petition of Sri P.Srinivasulu, HWO, dt.27.01.2015.
10. Lr Rc No.E/5006/2011, Dated:28.06.2016 of the Director of BC Welfare, A.P., Hyderabad.
11. Lr Rc No.E/5006/2011, Dated:28.06.2016 of the Director of BC Welfare, A.P., Hyderabad.
12. Govt.Memo No.5561/Vig.D2/2009-15, Dated:08.03.2018.
13. Procgs Rc No.E/5006/2011, Dated:15.06.2019 of the Director of BC Welfare, A.P., Vijayawada.
14. Govt.Memo No.5561/Vig D2/2009, Dated:14.06.2021.
15. Lr.No.1/Additional Director/BCW/2019, dt.06.08.2021 of the Additional Director, O/o the Director of BC Welfare, A.P., Vijayawada.
16. Memo Rc No.E/5006/2011, Dated:09.09.2021 of the Director of BC Welfare, A.P., Vijayawada.
17. Representation of Sri P.Srinivasulu, HWO (now Retd.), dt.04.10.2021.
18. Lr Rc No.E/5006/2011, Dated:29.10.2021 of the Director of BC Welfare, A.P., Vijayawada.
19. Govt.Memo No.5561/Vig D2/2009, Dated:04.05.2022.
20. Representation of Sri P.Srinivasulu, HWO (rtd.), dt.13.06.2022.
21. Govt. Letter No.5561/Vig D2/2009, Dt:07/11/2022
22. From the Secretary, APPSC, Lr.No.GAD03-APPS0DCC/109/2022-DC SEC-APPSC(Computer No.1904082), dt.30.01.2023.

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ORDER:-

Whereas, certain article of charges were framed against Sri P.Srinivasulu, the then HWO, DNT Hostel, Devarakonda (V&M), Kurnool (now retired) for the irregularities/ lapses committed by him in maintenance of DNT Hostel, Devarakonda (V&M), Kurnool District, and directed him to submit his written statement of defense vide reference 3rd read above. In reply, the Charged Officer has submitted his written statement of defense denying the charges framed against him. Since the explanation of the Charged Officer has not been satisfied, the Director of BC Welfare, A.P., Vijayawada, vide reference 13th read above, has appointed the Additional Director, O/o the Director of BC Welfare, A.P., Vijayawada as inquiring authority to inquire into the charges framed against the Charged Officer .

(P.T.O)

2. In the reference 15th read above, the Inquiry Officer/Additional Director, O/o the Director of BC Welfare, A.P., Vijayawada, after conducting the regular inquiry, has submitted the inquiry report and stated that out of seven (7) Article of charges, two (2) charges are held proved. In the reference 16th read above, the Director of BC Welfare, A.P., Vijayawada has communicated the enquiry report to the charged officer for offering his reply on the findings of the enquiry report. In reply, the Charged Officer, vide letter dt.04.10.2021, has stated that the nature of the charges are more or less pertain to the administrative lapses rather than corrupt practices which have not been proved beyond any reasonable doubt and requested to exonerate from the charges and release his terminal benefits at the earliest.

3. After careful examination of the matter with reference to the record of inquiry, the Government have provisionally decided to impose a penalty of "withholding of 5% pension for a period of (2) years" for the proved two charges, on Sri P.Srinivasulu, HWO (now Retd.), under Rule 9 of A.P Revised Pension Rules, 1980, since he has not mentioned any new grounds except the grounds mentioned in his earlier representation dt.04.10.2021.

4. In the reference 19th read above, a show Cause Notice was issued to the charged Officer for his explanation on the provisional decision of the Department i.e. to impose a penalty of "withholding of 5% pension for a period of (2) years" against him. In turn, the Charged officer has submitted explanation to the Show Cause Notice vide reference 20th read above.

5. Government, as per the provisions under Rule 9 of AP Revised Pension Rules, 1980, have sought the advice/remarks of AP Public Service Commission on the above proposed punishment in respect of Retired Charged Officer, Sri P.Srinivasulu, HWO(now retired), vide reference 21st read above. Whereas, the APPSC, have proposed to enhance the punishment to 5% cut in pension permanently, vide reference 22nd read above.

5. Government, as per the consent of advisory dept. and also following the due procedure as per scheme of Vigilance, have decided to adhere with the provisional decision of Govt. in imposing the punishment against the charged officer Sri P.Srinivasulu, HWO(now retired), towards proven charges in Hostel maintenance.

6. Accordingly, Government hereby order to impose the penalty of "withholding of Five percent (5%) pension for a period of two (2) years" against Sri P.Srinivasulu, HWO(now retired), under Rule 9 of A.P. Revised Pension Rules, 1980.

7. The Director of BC Welfare shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri P.Srinivasulu, HWO(now retired)
(through the Director of BC Welfare, A.P., Vijayawada).
The Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director General, ACB, A.P, Vijayawada.
The AP Vigilance Commission, Vijayawada.
The Secretary, APPSC, M.G. Road (Bandhar Road), Opp: Indira Gandhi Complex, Vijayawada- 520 010.
The District Collector, Kurnool.
The Accountant General, AP.
Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER